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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/008,255	11/09/2001	Carl B. Frankel	5181-96400 2558	
7:	590 08/15/2006		EXAM	INER
Lawrence J. Merkel			PROCTOR, JASON SCOTT	
Conley, Rose, &	& Tayon, P.C.			
P.O. Box 398			ART UNIT	PAPER NUMBER
Austin, TX 78767			2123	

DATE MAILED: 08/15/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment 10/008,255 FRANKEL ET AL. Art Unit Jason Proctor 2123		Application No.	Applicant(s)	
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The MAILING DATE of this communication appears on the cover sheet with the correspondence address— This application is abandoned in view of: 1. ☑ Applicant's failure to timely file a proper reply to the Office letter mailed on 16 August 2005 (a) ☐ A reply was received on		Examiner	Art Unit	
This application is abandoned in view of. 1. Applicant's failure to timely file a proper reply to the Office letter mailed on 16 August 2005. (a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, which is after the expiration of the period for reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of, (1) a timely filed amendment which places the application in condition for allowance, (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114). (c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below). (d) No reply has been received. 2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85). (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85). (b) The issue fee and publication fee, if applicable, has not been received. 3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowandibility (PTO-37). (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply. (b) No corrected drawings have been received. 4. The letter of express abandonment which is signed by an attorney or age		Jason Proctor	2123	
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Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under CONTROL Should be promptly filed to minimize any negative effects on patent term.	Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdra	SUPER	PAUL RODRIGUEZ PAUL RODRIGUEZ VISORY PATENT EXAMINER VISORY CENTER 2100 WHNOLOGY CENTER 2100	